



*Forest County Potawatomi Community*  
*P.O. Box 340, Crandon, Wisconsin 54520*

**POTAWATOMI**

(Keeper of the Fire)

November 15, 2017

Mr. Ajit Pai  
Chairman  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20510

**RE: In the Matter of Accelerating Wireless Broadband Deployment by Removing  
Barriers to Infrastructure Investment  
WT Docket No. 17-79**

Dear Mr. Pai,

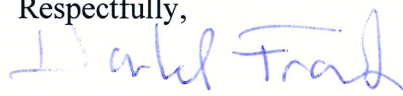
In accordance with Section 106 of the National Historic Preservation Act, 54 U.S.C. §30608, I respectfully submit the following comments on behalf of the Forest County Potawatomi Community ("FCPC") regarding the proposed exemption regarding replacement of utility poles.

The FCPC's largest concern is the proposed exemption for "previously disturbed soils." There are undoubtedly countless examples of pole installations prior to the adoption of the National Historic Preservation Act in 1966. Unless there is documented evidence that historic archeological preservation review was performed when the poles were installed, it is erroneous to conclude previously disturbed soils has no historical or cultural properties.

Our experience has shown that assumption errors based upon previously disturbed soils can and do occur. For example, a Late Woodland Period pit feature was found immediately below the gravel substrate of Bayshore Drive in Marinette, Wisconsin in 2011 related to Chautauqua Grounds Village site (47MT-0071). In fact 12 inadvertent discoveries of human remains have occurred in the State of Wisconsin in 2017 to date. Most of these were uncovered during road construction activities within previously disturbed rights-of-way.

Thank you for your time and consideration of these comments. If you have any additional questions please address them to Allison Daniels, of the FCPC's Tribal Historic Preservation Office at [allison.daniels@fcpotawatomi-nsn.gov](mailto:allison.daniels@fcpotawatomi-nsn.gov).

Respectfully,

  
Harold Frank  
Chairman  
11-15-17

CC: FCPC Executive Council